

THE ROSEN LAW FIRM, P.A.

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[Proposed] Lead Counsel for Plaintiff and Class

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CREIGHTON TAKATA, Individually and
on behalf of all others similarly situated,

Plaintiff,

v.

RIOT BLOCKCHAIN, INC. F/K/A,
BIOPTIX, INC., JOHN O' ROURKE, and
JEFFREY G. MCGONEGAL,

Defendants.

No.: 3:18-cv-02293-FLW-TJB

**NOTICE OF MOTION OF SIMON
LEE, BRYAN SIEGEL AND VIVEK
SINGHAL TO: (1) APPOINT LEAD
PLAINTIFFS; AND (2) APPROVE
LEAD PLAINTIFFS' SELECTION
OF COUNSEL**

CLASS ACTION

MOTION DATE: May 21, 2018

PLEASE TAKE NOTICE that pursuant to Section 21D of the Securities and Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995 (the "PSLRA"), Plaintiffs Simon Lee, Bryan Siegel, and Vivek Singhal ("Movants"), hereby move the Honorable Freda L. Wolfson, United States District Judge, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, NJ 08608, for an order:

- (a) appointing Movants to serve as Lead Plaintiffs in this action; and
- (b) approving their selection of The Rosen Law Firm, P.A. as Lead Counsel for the litigation and all subsequently filed related litigations.

In support of this Motion, Movants submit: (1) the Declaration of Laurence Rosen dated April 18, 2018 (with exhibits); (2) Memorandum of Law in support of Motion dated April 18, 2018; and (3) a [Proposed] Order.

Dated: April 18, 2018

Respectfully submitted,

THE ROSEN LAW FIRM, P.A.

/s/ Laurence Rosen
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[Proposed] Lead Counsel for Plaintiffs and Class

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of April, 2018, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ Laurence M. Rosen